

**PROOF**

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**STATE OF IOWA**

**House Journal**

**WEDNESDAY, MARCH 5, 2003**

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## JOURNAL OF THE HOUSE

Fifty-second Calendar Day - Thirty-seventh Session Day

Hall of the House of Representatives  
Des Moines, Iowa, Wednesday, March 5, 2003

The House met pursuant to adjournment at 8:44 a.m., Speaker Rants in the chair.

Prayer was offered by Reverend Robert Striegel, pastor of Saint Mary of the Visitation Church, Ottumwa. He was the guest of Representative Gaskill of Wapello County.

The Journal of Tuesday, March 4, 2003 was approved.

### LEAVE OF ABSENCE

Leave of absence was granted as follows:

Huseman of Cherokee for the remainder of the week, on request of Speaker Rants; Myers of Johnson on request of T. Taylor of Linn; Wise of Lee, until his arrival, on request of Foege of Linn.

### INTRODUCTION OF BILLS

[House File 422](#), by Mertz, a bill for an act authorizing the use of investigational, experimental, new, or unconventional medical treatment.

Read first time and referred to committee on **human resources**.

[House File 423](#), by Ford, a bill for an act relating to certain assaults using a choke hold, and providing a penalty.

Read first time and referred to committee on **public safety**.

[House File 424](#), by Granzow, Whitaker, and D. Hanson, a bill for an act prohibiting a separate tort liability claim against a county based upon or arising out of a tort liability claim against a county or district fair or agricultural society.

Read first time and referred to committee on **judiciary**.

[House File 425](#), by Stevens, Winckler, and Mascher, a bill for an act to include school nurses, school social workers, counselors, and media specialists in the student achievement and teacher quality program and eliminate a program requirement for an educational license.

Read first time and referred to committee on **education**.

[House File 426](#), by Huser, a bill for an act relating to the use of recycled polystyrene in private sewage disposal systems.

Read first time and referred to committee on **environmental protection**.

[House File 427](#), by Eichhorn, a bill for an act relating to product liability actions.

Read first time and referred to committee on **judiciary**.

[House File 428](#), by Granzow, Whitaker, and D. Hanson, a bill for an act prohibiting a separate tort liability claim against a county based upon or arising out of a tort liability claim against a county public hospital board of trustees or its employees.

Read first time and referred to committee on **judiciary**.

[House File 429](#), by committee on appropriations, a bill for an act relating to fees charged to certain private water supply contractors, establishing a private water supply system account within the water quality protection fund, and appropriating moneys in the account.

Read first time and placed on the **appropriations calendar**.

[House File 430](#), by Alons, Baudler, and Horbach, a bill for an act relating to the residency requirements of a sex offender.

Read first time and referred to committee on **judiciary**.

[House File 431](#), by Boddicker, a bill for an act relating to the provision of a statewide dual party relay telephone service.

Read first time and referred to committee on **state government**.

[House File 432](#), by Drake, Klemme, Baudler, Huser, Wise, Bukta, Foege, Boal, Mertz, Petersen, Smith, Jenkins, Lukan, Jacobs, J. K. Van Fossen, Jones, Hoffman, Manternach, Roberts, Sands, Kurtenbach, Struyk, Chambers, Greiner, Huseman, Upmeyer, Tymeson, Wilderdyke, Hahn, Alons, S. Olson, De Boef, Lalk, Dennis, Bell, D. Taylor, and Arnold, a bill for an act relating to an annual appropriation of sales and use tax revenues for purposes of a tourism fund.

Read first time and referred to committee on **appropriations**.

[House File 433](#), by Hoffman, a bill for an act relating to coverage under a policy or contract providing for third-party payment or prepayment of health or medical expenses by providing coverage for costs associated with certain medication and training for the treatment of diabetes.

Read first time and referred to committee on **commerce, regulation and labor**.

[House File 434](#), by Bukta, Foege, Fallon, Myers, Mascher, D. Taylor, D. Olson, Mertz, T. Taylor, Miller, Gaskill, Whitaker, Davitt, Winckler, Wendt, Whitead, Quirk, Stevens, Wise, Ford, Dandekar, Bell, Cohoon, Lykam, Greimann, Frevert, Connors, and Murphy, a bill for an act providing for a feasibility study on creating a statewide public employee health insurance system.

Read first time and referred to committee on **state government**.

[House File 435](#), by Shoultz, a bill for an act relating to mercury emissions from electricity generators, medical waste incineration facilities, and municipal solid waste incineration facilities and providing an effective date.

Read first time and referred to committee on **environmental protection**.

[House File 436](#), by Heaton, a bill for an act making an appropriation to the college student aid commission for purposes of

loan repayments under the registered nurse loan repayment program.

Read first time and referred to committee on **appropriations**.

[House File 437](#), by Shoultz, a bill for an act relating to the property tax assessment limitation provision tying increases in assessments for agricultural and residential property and including a retroactive applicability date provision.

Read first time and referred to committee on **ways and means**.

[House File 438](#), by Heaton and Smith, a bill for an act requiring additional services to be included under the medical assistance program home and community-based services waiver for persons with mental retardation.

Read first time and referred to committee on **human resources**.

[House File 439](#), by Bukta, Mascher, Stevens, Myers, Chambers, Tymeson, Wilderdyke, Foege, Wise, D. Taylor, Mertz, Miller, Gaskill, Whitaker, Davitt, Winckler, Wendt, Whitead, Quirk, Ford, Dandekar, Bell, Cohoon, Lykam, Greimann, Frevert, Connors, Murphy, Reasoner, Oldson, Petersen, Thomas, Jochum, Berry, Lensing, Osterhaus, Hunter, Kuhn, and Struyk, a bill for an act directing the board of educational examiners to convene an educator licensing review working group.

Read first time and referred to committee on **education**.

[House File 440](#), by Jones, a bill for an act relating to the imposition of a countywide hotel and motel tax.

Read first time and referred to committee on **ways and means**.

[House File 441](#), by Heaton, a bill for an act relating to insurance coverage for the diminution in value of certain damaged automobiles.

Read first time and referred to committee on **commerce, regulation and labor**.

[House File 442](#), by Ford, a bill for an act relating to trust services provided by a credit union service organization.

Read first time and referred to committee on **commerce, regulation and labor**.

[House File 443](#), by Shoultz, a bill for an act relating to eligibility, program costs, and program services under the industrial new jobs training Act.

Read first time and referred to committee on **economic growth**.

[House File 444](#), by Petersen, Connors, Dandekar, D. Olson, Lykam, Murphy, Mascher, Bukta, D. Taylor, McCarthy, Greimann, Berry, Frevert, Gaskill, Whitead, Whitaker, Quirk, Stevens, Wise, Fallon, Shoultz, Oldson, Reasoner, Swaim, Lensing, Hogg, Davitt, Osterhaus, Winckler, Jochum, Hunter, and T. Taylor, a bill for an act relating to notice of rate increases for health insurance coverage and short-term renewability of coverage.

Read first time and referred to committee on **commerce, regulation and labor**.

[House File 445](#), by Ford, a bill for an act relating to the process for restoring for certain persons the right to register to vote and to vote and providing an applicability date.

Read first time and referred to committee on **state government**.

[House File 446](#), by committee on commerce, regulation and labor, a bill for an act relating to dealership agreements, and providing for the Act's applicability.

Read first time and placed on the **calendar**.

#### CONSIDERATION OF BILLS Regular Calendar

[House File 319](#), a bill for an act permitting written demand via regular mail prior to an action under the uniform commercial code for recovery of civil damages for a dishonored check, draft, or order, when

supported by an affidavit of service, with report of committee recommending passage, was taken up for consideration.

Sands of Louisa moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" ([H.F. 319](#))

The ayes were, 96:

Alons	Arnold	Baudler	Bell
Berry	Boal	Boddicker	Boggess
Bukta	Carroll	Chambers	Cohoon
Connors	Dandekar	Davitt	De Boef
Dennis	Dix	Dolecheck	Drake
Eichhorn	Elgin	Fallon	Foege
Freeman	Frevert	Gaskill	Gipp
Granzow	Greimann	Greiner	Hahn
Hansen	Hanson	Heaton	Heddens
Hoffman	Hogg	Horbach	Hunter
Huser	Hutter	Jacobs	Jenkins
Jochum	Jones	Klemme	Kramer
Kuhn	Kurtenbach	Lalk	Lensing
Lukan	Lykam	Maddox	Manternach
Mascher	McCarthy	Mertz	Miller
Murphy	Oldson	Olson, D.	Olson, S.
Osterhaus	Paulsen	Petersen	Quirk
Raecker	Rasmussen	Rayhons	Reasoner
Roberts	Sands	Schickel	Shoultz
Smith	Stevens	Struyk	Swaim
Taylor, D.	Taylor, T.	Thomas	Tjepkes
Tymeson	Upmeyer	Van Engelenhoven	Van Fossen, J.K.
Van Fossen, J.R.	Watts	Wendt	Whitaker
Whitead	Wilderdyke	Winckler	Mr. Speaker
			Rants

The nays were, none.

Absent or not voting, 4:

Ford	Huseman	Myers	Wise
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The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

[House File 290](#), a bill for an act authorizing the issuance of special registration plates to owners of motor trucks, was taken up for consideration.

S. Olson of Clinton moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" ([H.F. 290](#))

The ayes were, 96:

Alons	Arnold	Baudler	Bell
Berry	Boal	Boddicker	Bogges
Bukta	Carroll	Chambers	Cohoon
Connors	Dandekar	Davitt	De Boef
Dennis	Dix	Dolecheck	Drake
Eichhorn	Elgin	Fallon	Foege
Freeman	Frevert	Gaskill	Gipp
Granzow	Greimann	Greiner	Hahn
Hansen	Hanson	Heaton	Heddens
Hoffman	Hogg	Horbach	Hunter
Huser	Hutter	Jacobs	Jenkins
Jochum	Jones	Klemme	Kramer
Kuhn	Kurtenbach	Lalk	Lensing
Lukan	Lykam	Maddox	Manternach
Mascher	McCarthy	Mertz	Miller
Murphy	Oldson	Olson, D.	Olson, S.
Osterhaus	Paulsen	Petersen	Quirk
Raecker	Rasmussen	Rayhons	Reasoner
Roberts	Sands	Schickel	Shoultz
Smith	Stevens	Struyk	Swaim
Taylor, D.	Taylor, T.	Thomas	Tjepkes
Tymeson	Upmeyer	Van Engelenhoven	Van Fossen, J.K.
Van Fossen, J.R.	Watts	Wendt	Whitaker
Whitead	Wilderdyke	Winckler	Mr. Speaker
			Rants

The nays were, none.

Absent or not voting, 4:

Ford	Huseman	Myers	Wise
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The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

**[HOUSE FILE 113](#) WITHDRAWN**

S. Olson of Clinton asked and received unanimous consent to withdraw [House File 113](#) from further consideration by the House.

**House File 311**, a bill for an act modifying the duties of county recorders, was taken up for consideration.

Jones of Mills moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (**H.F. 311**)

The ayes were, 96:

Alons	Arnold	Baudler	Bell
Berry	Boal	Boddicker	Boggess
Bukta	Carroll	Chambers	Cohoon
Connors	Dandekar	Davitt	De Boef
Dennis	Dix	Dolecheck	Drake
Eichhorn	Elgin	Fallon	Foege
Freeman	Frevert	Gaskill	Gipp
Granzow	Greimann	Greiner	Hahn
Hansen	Hanson	Heaton	Heddens
Hoffman	Hogg	Horbach	Hunter
Huser	Hutter	Jacobs	Jenkins
Jochum	Jones	Klemme	Kramer
Kuhn	Kurtenbach	Lalk	Lensing
Lukan	Lykam	Maddox	Manternach
Mascher	McCarthy	Mertz	Miller
Murphy	Oldson	Olson, D.	Olson, S.
Osterhaus	Paulsen	Petersen	Quirk
Raecker	Rasmussen	Rayhons	Reasoner
Roberts	Sands	Schickel	Shoultz
Smith	Stevens	Struyk	Swaim
Taylor, D.	Taylor, T.	Thomas	Tjepkes
Tymeson	Upmeyer	Van Engelenhoven	Van Fossen, J.K.
Van Fossen, J.R.	Watts	Wendt	Whitaker
Whitead	Wilderdyke	Winckler	Mr. Speaker
			Rants

The nays were, none.

Absent or not voting, 4:

Ford	Huseman	Myers	Wise
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The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

**House File 329**, a bill for an act relating to site preparation for targeted economic development, was taken up for consideration.

Jenkins of Black Hawk moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" ([H.F. 329](#))

The ayes were, 97:

Alons	Arnold	Baudler	Bell
Berry	Boal	Boddicker	Boggess
Bukta	Carroll	Chambers	Cohoon
Connors	Dandekar	Davitt	De Boef
Dennis	Dix	Dolecheck	Drake
Eichhorn	Elgin	Fallon	Foege
Ford	Freeman	Frevert	Gaskill
Gipp	Granzow	Greiman	Greiner
Hahn	Hansen	Hanson	Heaton
Heddens	Hoffman	Hogg	Horbach
Hunter	Huser	Hutter	Jacobs
Jenkins	Jochum	Jones	Klemme
Kramer	Kuhn	Kurtenbach	Lalk
Lensing	Lukan	Lykam	Maddox
Manternach	Mascher	McCarthy	Mertz
Miller	Murphy	Oldson	Olson, D.
Olson, S.	Osterhaus	Paulsen	Petersen
Quirk	Raecker	Rasmussen	Rayhons
Reasoner	Roberts	Sands	Schickel
Shoultz	Smith	Stevens	Struyk
Swaim	Taylor, D.	Taylor, T.	Thomas
Tjepkes	Tymeson	Upmeyer	Van Engelenhoven
Van Fossen, J.K.	Van Fossen, J.R.	Watts	Wendt
Whitaker	Whitead	Wilderdyke	Winckler
Mr. Speaker			
Rants			

The nays were, none.

Absent or not voting, 3:

Huseman	Myers	Wise
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The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

#### IMMEDIATE MESSAGES

Gipp of Winneshiek asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 290, 311, 319 and 329.**

On motion by Gipp of Winneshiek, the House was recessed at 9:30 a.m., until 1:00 p.m.

#### AFTERNOON SESSION

The House reconvened at 1:03 p.m., Klemme of Plymouth in the chair.

#### LEAVE OF ABSENCE

Leave of absence was granted as follows:

Miller of Webster, until her arrival, on request of Mascher of Johnson.

#### INTRODUCTION OF BILLS

[House File 447](#), by Petersen, a bill for an act relating to attachment-to-the-workforce requirements for unemployment benefits.

Read first time and referred to committee on **commerce, regulation and labor**.

[House File 448](#), by committee on commerce, regulation and labor, a bill for an act relating to the real estate commission and provisions applicable to a licensed real estate broker and making criminal penalties applicable.

Read first time and placed on the **calendar**.

[House File 449](#), by Hogg, a bill for an act relating to the provision of a postsecondary education subsidy for children born out of wedlock.

Read first time and referred to committee on **human resources**.

[House File 450](#), by committee on judiciary, a bill for an act creating an exception to the statutory rule against perpetuities and making related changes.

Read first time and placed on the **calendar**.

[House File 451](#), by Petersen, a bill for an act relating to wage discrimination in employment by providing for the determination of wage discrimination.

Read first time and referred to committee on **commerce, regulation and labor**.

[House File 452](#), by Maddox and Foege, a bill for an act relating to the medical assistance program eligibility of inmates of public institutions.

Read first time and referred to committee on **human resources**.

[House File 453](#), by committee on economic growth, a bill for an act relating to animal biotechnology by creating an animal biotechnology commercialization fund, extending the time period during which a life science enterprise may purchase agricultural land, making appropriations, and providing an effective date.

Read first time and referred to committee on **appropriations**.

[House File 454](#), by committee on human resources, a bill for an act relating to mandatory universal newborn and infant hearing screening.

Read first time and placed on the **calendar**.

[House File 455](#), by committee on judiciary, a bill for an act requiring licensed health-related professionals to report certain burn injuries to a law enforcement agency.

Read first time and placed on the **calendar**.

[House File 456](#), by committee on commerce, regulation and labor, a bill for an act relating to contract choice-of-law provisions referring to the uniform computer information transactions Act, and related matters and providing an effective date.

Read first time and placed on the **calendar**.

## QUORUM CALL

A non-record roll call was requested to determine that a quorum was present. The vote revealed sixty-three members present, thirty-seven absent.

### CONSIDERATION OF BILLS Regular Calendar

[House File 341](#), a bill for an act relating to personnel and instructors employed by community colleges, was taken up for consideration.

Dolecheck of Ringgold offered the following amendment [H-1028](#) filed by him and moved its adoption:

H-1028

- 1 Amend [House File 341](#) as follows:
- 2 1. Page 1, line 17, by striking the word "that"
- 3 and inserting the following: "who".

Amendment [H-1028](#) was adopted.

Dolecheck of Ringgold moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" ([H.F. 341](#))

The ayes were, 93:

Alons	Arnold	Baudler	Bell
Berry	Boal	Boddicker	Bogges
Bukta	Cohoon	Connors	Dandekar
Davitt	De Boef	Dennis	Dix
Dolecheck	Drake	Eichhorn	Elgin
Fallon	Foege	Ford	Freeman
Frevert	Gaskill	Gipp	Granzow
Greimann	Greiner	Hahn	Hanson
Heaton	Heddens	Hogg	Horbach
Hunter	Huser	Hutter	Jacobs
Jenkins	Jochum	Jones	Kramer
Kuhn	Kurtenbach	Lalk	Lensing
Lukan	Lykam	Maddox	Manternach
Mascher	McCarthy	Mertz	Murphy

Oldson	Olson, D.	Olson, S.	Osterhaus
Paulsen	Petersen	Quirk	Raecker
Rants, Spkr.	Rasmussen	Rayhons	Reasoner
Roberts	Sands	Schickel	Shultz
Smith	Stevens	Struyk	Swaim
Taylor, D.	Taylor, T.	Thomas	Tjepkes
Tymeson	Upmeyer	Van Engelenhoven	Van Fossen, J.K.
Van Fossen, J.R.	Watts	Wendt	Whitaker
Whitead	Wilderdyke	Winckler	Wise
Klemme, Presiding			

The nays were, none.

Absent or not voting, 7:

Carroll	Chambers	Hansen	Hoffman
Huseman	Miller	Myers	

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

#### IMMEDIATE MESSAGE

Gipp of Winneshiek asked and received unanimous consent that [House File 341](#) be immediately messaged to the Senate.

On motion by Gipp of Winneshiek, the House was recessed at 1:16 p.m., until 5:00 p.m.

#### EVENING SESSION

The House reconvened at 4:59 p.m., Speaker Rants in the chair.

#### LEAVE OF ABSENCE

Leave of absence was granted as follows:

De Boef of Keokuk on request of Gipp of Winneshiek.

#### INTRODUCTION OF BILLS

[House File 457](#), by Heaton, a bill for an act expanding requirements for the transition of an individual from the child welfare services system to adulthood.

Read first time and referred to committee on **human resources**.

[House File 458](#), by Shoultz, a bill for an act excepting from noncompetition provisions the acceptance and sale or other disposition of an interest in property offered by a debtor to the state.

Read first time and referred to committee on **state government**.

[House File 459](#), by Mascher, a bill for an act providing for the establishment of an expanded newborn screening program, establishing a fee and a fund, and making an appropriation.

Read first time and referred to committee on **human resources**.

[House File 460](#), by Jochum, a bill for an act relating to the financial limitation pertaining to certain covered consumer transactions under the Iowa consumer credit code.

Read first time and referred to committee on **commerce, regulation and labor**.

[House File 461](#), by Boggess, a bill for an act relating to deer hunting and providing penalties.

Read first time and referred to committee on **natural resources**.

[House File 462](#), by Granzow, Horbach, and Heaton, a bill for an act relating to the criminal penalties for an assault on an employee of a juvenile placement facility.

Read first time and referred to committee on **public safety**.

[House File 463](#), by T. Taylor, a bill for an act relating to salaries of certain county deputy officers.

Read first time and referred to committee on **local government**.

[House File 464](#), by Jochum, a bill for an act relating to consumer recovery for certain violations of the Iowa consumer credit code.

Read first time and referred to committee on **commerce, regulation and labor**.

[House File 465](#), by Mascher, a bill for an act relating to the human growth and development, health education, and family life instruction by school districts and accredited nonpublic schools.

Read first time and referred to committee on **education**.

[House File 466](#), by Fallon and Petersen, a bill for an act relating to condemnation of agricultural land for recreational trails in certain counties.

Read first time and referred to committee on **local government**.

[House File 467](#), by Mascher, a bill for an act providing individual and corporate income tax credits to businesses that provide apprenticeships and internships for students at community colleges or state board of regents institutions and for subsequent employment, and including effective and retroactive applicability date provisions.

Read first time and referred to committee on **ways and means**.

#### QUORUM CALL

A non-record roll call was requested to determine that a quorum was present. The vote revealed eighty-one members present, nineteen absent.

#### CONSIDERATION OF BILLS

##### Regular Calendar

[House File 342](#), a bill for an act relating to the use of sick leave by certain members of the Iowa department of public safety peace officers' retirement, accident, and disability system who are temporarily incapacitated for duty, was taken up for consideration.

Connors of Polk offered the following amendment [H-1035](#) filed by Connors, et al., and moved its adoption:

H-1035

- 1 Amend [House File 342](#) as follows:
- 2 1. Page 1, by inserting after line 16, the
- 3 following:
- 4 "Sec. \_\_. EFFECTIVE DATE. This Act, being deemed
- 5 of immediate importance, takes effect upon enactment."

- 6 2. Title page, line 4, by inserting after the  
 7 word "duty" the following: "and providing an  
 8 effective date".  
 9 3. By renumbering as necessary.

Amendment [H-1035](#) was adopted.

Drake of Pottawattamie moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" ([H.F. 342](#))

The ayes were, 97:

Alons	Arnold	Baudler	Bell
Berry	Boal	Boddicker	Bogges
Bukta	Carroll	Chambers	Cohon
Connors	Dandekar	Davitt	Dennis
Dix	Dolecheck	Drake	Eichhorn
Elgin	Fallon	Foege	Ford
Freeman	Frevert	Gaskill	Gipp
Granzow	Greimann	Greiner	Hahn
Hansen	Hanson	Heaton	Heddens
Hoffman	Hogg	Horbach	Hunter
Huser	Hutter	Jacobs	Jenkins
Jochum	Jones	Klemme	Kramer
Kuhn	Kurtenbach	Lalk	Lensing
Lukan	Lykam	Maddox	Manternach
Mascher	McCarthy	Mertz	Miller
Murphy	Oldson	Olson, D.	Olson, S.
Osterhaus	Paulsen	Petersen	Quirk
Raecker	Rasmussen	Rayhons	Reasoner
Roberts	Sands	Schickel	Shoultz
Smith	Stevens	Struyk	Swaim
Taylor, D.	Taylor, T.	Thomas	Tjepkes
Tymeson	Upmeyer	Van Engelenhoven	Van Fossen, J.K.
Van Fossen, J.R.	Watts	Wendt	Whitaker
Whitead	Wilderdyke	Winckler	Wise
Mr. Speaker			
Rants			

The nays were, none.

Absent or not voting, 3:

De Boef	Huseman	Myers
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The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

**House File 289**, a bill for an act relating to electronic financial transactions with county treasurers, was taken up for consideration.

Tjepkes of Webster moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" ([H.F. 289](#))

The ayes were, 97:

Alons	Arnold	Baudler	Bell
Berry	Boal	Boddicker	Bogges
Bukta	Carroll	Chambers	Cohoon
Connors	Dandekar	Davitt	Dennis
Dix	Dolecheck	Drake	Eichhorn
Elgin	Fallon	Foege	Ford
Freeman	Frevert	Gaskill	Gipp
Granzow	Greimann	Greiner	Hahn
Hansen	Hanson	Heaton	Heddens
Hoffman	Hogg	Horbach	Hunter
Huser	Hutter	Jacobs	Jenkins
Jochum	Jones	Klemme	Kramer
Kuhn	Kurtenbach	Lalk	Lensing
Lukan	Lykam	Maddox	Manternach
Mascher	McCarthy	Mertz	Miller
Murphy	Oldson	Olson, D.	Olson, S.
Osterhaus	Paulsen	Petersen	Quirk
Raecker	Rasmussen	Rayhons	Reasoner
Roberts	Sands	Schickel	Shultz
Smith	Stevens	Struyk	Swaim
Taylor, D.	Taylor, T.	Thomas	Tjepkes
Tymeson	Upmeyer	Van Engelenhoven	Van Fossen, J.K.
Van Fossen, J.R.	Watts	Wendt	Whitaker
Whitead	Wilderdyke	Winckler	Wise
Mr. Speaker			
Rants			

The nays were, none.

Absent or not voting, 3:

De Boef	Huseman	Myers
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The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

### Ways and Means Calendar

**House File 304**, a bill for an act relating to the payment by a county of the agricultural land tax credit and reimbursement to the county of its payment and providing an effective date, was taken up for consideration.

Lalk of Fayette moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (**H.F. 304**)

The ayes were, 97:

Alons	Arnold	Baudler	Bell
Berry	Boal	Boddicker	Boggess
Bukta	Carroll	Chambers	Cohoon
Connors	Dandekar	Davitt	Dennis
Dix	Dolecheck	Drake	Eichhorn
Elgin	Fallon	Foege	Ford
Freeman	Frevert	Gaskill	Gipp
Granzow	Greimann	Greiner	Hahn
Hansen	Hanson	Heaton	Heddens
Hoffman	Hogg	Horbach	Hunter
Huser	Hutter	Jacobs	Jenkins
Jochum	Jones	Klemme	Kramer
Kuhn	Kurtenbach	Lalk	Lensing
Lukan	Lykam	Maddox	Manternach
Mascher	McCarthy	Mertz	Miller
Murphy	Oldson	Olson, D.	Olson, S.
Osterhaus	Paulsen	Petersen	Quirk
Raecker	Rasmussen	Rayhons	Reasoner
Roberts	Sands	Schickel	Shoultz
Smith	Stevens	Struyk	Swaim
Taylor, D.	Taylor, T.	Thomas	Tjepkes
Tymeson	Upmeyer	Van Engelenhoven	Van Fossen, J.K.
Van Fossen, J.R.	Watts	Wendt	Whitaker
Whitead	Wilderdyke	Winckler	Wise
Mr. Speaker			
Rants			

The nays were, none.

Absent or not voting, 3:

De Boef	Huseman	Myers
---------	---------	-------

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

[HOUSE FILE 141](#) WITHDRAWN

Lalk of Fayette asked and received unanimous consent to withdraw [House File 141](#) from further consideration by the House.

IMMEDIATE MESSAGES

Gipp of Winneshiek asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 289, 304 and 342.**

[HOUSE FILE 291](#) REFERRED

The Speaker announced that [House File 291](#), presently placed on the **calendar** was referred to committee on **ways and means**.

[HOUSE FILE 251](#) REREFERRED

The Speaker announced that [House File 251](#), previously referred to committee on **local government** was rereferred to committee on **environmental protection**.

[SENATE FILE 97](#) REREFERRED

The Speaker announced that [Senate File 97](#), previously referred to committee on **ways and means** was rereferred to the **calendar**.

[SENATE FILE 127](#) PASSED ON FILE

The Speaker announced that [Senate File 127](#), previously referred to committee on **transportation** was **passed on file**.

SPONSOR ADDED  
([House File 402](#))

Fallon of Polk requests to be added as a sponsor of [House File 402](#).

SPONSOR ADDED  
([House File 419](#))

Whitaker of Van Buren requests to be added as a sponsor of [House File 419](#).

EXPLANATIONS OF VOTE

I was necessarily absent from the House chamber on March 4, 2003. Had I been present, I would have voted "aye" on [House File 265](#).

CARROLL of Poweshiek

I was necessarily absent from the House chamber on March 5, 2003. Had I been present, I would have voted "aye" on House Files 290, 311 and 319.

FORD of Polk

BILL SIGNED BY THE GOVERNOR

A communication was received from the Governor announcing that on March 3, 2003, he approved and transmitted to the Secretary of State the following bill:

[Senate File 211](#), an Act providing for the establishment of the state percent of growth for purposes of the state school foundation program and providing an applicability date.

CERTIFICATES OF RECOGNITION

MR. SPEAKER: The Chief Clerk of the House respectfully reports that certificates of recognition have been issued as follows.

MARGARET A. THOMSON  
Chief Clerk of the House

- |          |   |
|----------|---|
| 2003\624 | Zachary J. Dick, Denison – For attaining the rank of Eagle Scout, the highest rank in the Boy Scouts of America.  |
| 2003\625 | Trevor P. Koenck, Denison – For attaining the rank of Eagle Scout, the highest rank in the Boy Scouts of America. |

- 2003\626 Sgt. James Loveland, Mason City – For making the Governor's Twenty list consecutively for twenty years and for his outstanding commitment to the State Patrol and to the State Patrol Firearms Program.
- 2003\627 Mr. and Mrs. Samuel Nodarse, Cedar Falls – For celebrating their 60<sup>th</sup> wedding anniversary.
- 2003\628 Edwin and Evelyn DeBell, Clear Lake – For celebrating their 60<sup>th</sup> wedding anniversary.
- 2003\629 Jeremy Meyer, Newton – For receiving 1<sup>st</sup> place in the 135 lb. weight class in the Class 3-A Division of the 2003 State Wrestling Tournament.
- 2003\630 Maharishi Upper School, Fairfield – For winning the E. Wayne Cooley Sweepstakes Trophy, for most entries performing at All-State Festival, IHSSA 2003.

#### SUBCOMMITTEE ASSIGNMENTS

##### [House File 210](#)

Judiciary: Boal, Chair; Jochum and Schickel.

##### [House File 274](#)

State Government: Elgin, Chair; Fallon, Hutter, Jochum, Oldson, Roberts and Watts.

##### [House File 299](#)

Public Safety: Freeman, Chair; Hunter and Sands.

##### [House File 300](#)

State Government: Elgin, Chair; Fallon, Hutter, Jochum, Oldson, Roberts and Watts.

##### [House File 318](#)

Public Safety: J.R. Van Fossen, Chair; Heddens and Tjepkes.

##### [House File 402](#)

State Government: Raecker, Chair; Lykam and Rasmussen.

##### [House File 413](#)

Natural Resources: Rayhons, Chair; Arnold and Frevert.

##### [House File 416](#)

Judiciary: Schickel, Chair; Dennis and Jochum.

[House File 424](#)

Judiciary: Hutter, Chair; Heaton and Jochum.

[House File 426](#)

Environmental Protection: De Boef, Chair; M. Gaskill and Hahn.

[House File 427](#)

Judiciary: Eichhorn, Chair; Paulsen and Winckler.

[House File 428](#)

Judiciary: Hutter, Chair; Heaton and Jochum.

[House File 430](#)

Judiciary: Boal, Chair; Baudler and Foegen.

[House File 435](#)

Environmental Protection: Kurtenbach, Chair; Hahn and Shoultz.

[House File 453](#)

Appropriations: Jenkins, Chair; Chambers and Thomas.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENTS

[House Study Bill 218](#)

Public Safety: Tjepkes, Chair; Alons and Hogg.

[House Study Bill 229](#)

Ethics: Raecker, Chair; Bukta, Dennis, Huseman, Mascher and McCarthy.

[House Study Bill 232](#)

Appropriations: Upmeyer, Chair; Roberts and Smith.

[House Study Bill 234](#)

State Government: Jacobs, Chair; Dennis, M. Gaskill, Greiner, Mascher, Petersen and Rasmussen.

[House Study Bill 235](#)

Agriculture: S. Olson, Chair; Frevert and Klemme.

[House Study Bill 236](#)

Agriculture: S. Olson, Chair; Klemme and Whitaker.

[House Study Bill 237](#)

Judiciary: Hutter, Chair; Reasoner and Schickel.

[House Study Bill 238](#)

Judiciary: Heaton, Chair; Boddicker and Struyk.

HOUSE STUDY BILL COMMITTEE ASSIGNMENTS

**H.S.B. 240 Administration and Rules**

Relating to legislative branch consolidation of functions by combining the legislative service bureau, legislative fiscal bureau, and legislative computer support bureau into a single central legislative staff agency, providing for legislative publications procedures, modifying the sales tax exemption for items sold or services provided by the new agency, including related matters, and providing an effective date.

**H.S.B. 241 State Government**

Providing for changes relating to pharmaceutical practice and the regulation of licensed pharmacists, and making penalties applicable.

**H.S.B. 242 State Government**

Relating to the consolidation of the management of state archives and records and making conforming changes.

**H.S.B. 243 Ethics**

Relating to the ethics and campaign disclosure board, including reports of official misconduct, lobbyist and client reports, advisory opinions, campaign finance reporting, and making penalties applicable.

**H.S.B. 244 Environmental Protection**

Relating to composition and responsibilities of the Iowa comprehensive petroleum underground storage tank fund board.

**H.S.B. 245 Public Safety**

Relating to tobacco retailers and providing penalties and providing an effective date.

**H.S.B. 246 Public Safety**

Relating to the statutory responsibilities of the department of public defense, emergency management division, by modifying the responsibilities of the emergency management division regarding urban search and rescue, incident command system training, and enhanced 911 service administration, and modifying enhanced 911 surcharges.

**H.S.B. 247 State Government**

Relating to campaign finance, including political party committees, campaign disclosure reports, independent expenditures, and income tax checkoff provisions.

**H.S.B. 248 State Government**

Providing for transfer of the professional licensing and regulation division of the department of commerce to the secretary of state's office.

**H.S.B. 249 Agriculture**

Providing for manure application requirements, providing for fees, making penalties applicable, and providing an effective date.

**H.S.B. 250 Agriculture**

Regulating organic agricultural products, providing for fees and penalties, and providing an effective date.

## COMMITTEE RECOMMENDATIONS

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendations have been received and are on file in the office of the Chief Clerk.

MARGARET A. THOMSON  
Chief Clerk of the House

## COMMITTEE ON ADMINISTRATION AND RULE

[Senate Joint Resolution 1](#), a joint resolution authorizing the temporary use and consumption of wine in the State Capitol in conjunction with the awards ceremony of the World Food Prize Foundation.

Fiscal Note is not required.

Recommended **Do Pass** March 5, 2003.

## COMMITTEE ON APPROPRIATIONS

[House File 306](#), a bill for an act establishing a special breast cancer awareness motor vehicle registration plate and appropriating fees from such plates for breast cancer screening.

Fiscal Note is not required.

Recommended **Do Pass** March 5, 2003.

**Committee Bill** (Formerly [House Study Bill 232](#)), appropriating federal funds made available from federal block grants and other federal grants, allocating portions of federal block grants, and providing procedures if federal funds are more or less than anticipated or if federal block grants are more or less than anticipated.

Fiscal Note is required.

Recommended **Do Pass** March 5, 2003.

## COMMITTEE ON JUDICIARY

**Committee Bill** (Formerly [House File 116](#)), requiring a physician to report certain burn injuries to the state fire marshal's office, and providing a penalty.

Fiscal Note is required.

Recommended **Amend and Do Pass** March 4, 2003.

## AMENDMENT FILED

<u>H-1036</u>	<u>S.F. 97</u>	Alons of Sioux
Rasmussen of Buchanan		Whitaker of Van Buren
Chambers of O'Brien		Baudler of Adair
Thomas of Clayton		Wilderdyke of Harrison
Van Engelenhoven of Marion		Hunter of Polk
Rayhons of Hancock		Elgin of Linn
S. Olson of Clinton		

On motion by Gipp of Winneshiek the House adjourned at 5:26 p.m., until 8:45 a.m., Thursday, March 6, 2003.